OGC 60-1519(a)

MEMORANDUM FOR: Deputy Director (Support)

SUBJECT: Proposed Change of [   ] Travel and Operational
Advances   25X1A

1. We have received the subject proposed change transmitted to
you by memorandum from the Deputy Comptroller dated 16 November 1960.
This proposal would allow an advance of funds in one fiscal year for
operational activities to be undertaken in a subsequent fiscal year,
provided an appropriate certification is met with respect to internal
authority to obligate such funds when they are made available. Considering
that continuity of funding in a wide variety of operational circumstances
requires such advances, and considering that an advance of funds is legally
recoverable in the event of failure of authority, it is our opinion,
subject to the following, that section 8(b) of the CIA Act of 1949, as
amended, contains sufficient authority to permit the implementation of
this proposal.

2. We believe that it is necessary that the regulation clearly define
the scope within which the use of this extraordinary authority must be
confined, and that the level at which the proposed expenditures have been
approved is likewise clearly defined. To that end, we propose the following
language for paragraph 3b(2):

"When operations, cover, or security requires an advance of
funds in one fiscal year for utilization in a subsequent fiscal
year, other than for a proprietary project, the Budget and Fiscal
Officer shall make the following special certification instead of
that required by paragraph (1) immediately above.

"I certify that the operating program of _____ Division
for fiscal year_____, as approved by a Deputy Director, includes
proposed funds authority sufficient to cover the advance requested.
The advance is chargeable to cost account No._____."

3. Subject to the above, we concur in the proposed change.

                                          25X1A9A   25X1

[   ]
Office of General Counsel

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